

BEFORE THE DIVISION OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
IN AND FOR THE STATE OF UTAH

*Proposed Order
Correspondence
(dlh)*

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IN THE MATTER OF THE PETITION :
BY THE DIVISION OF OIL, GAS AND :
MINING FOR AN ORDER DIRECTING :
THE ATTORNEY GENERAL TO RECOVER :
CIVIL PENALTIES, WITHDRAWING :
REQUIRING IMMEDIATE RECLAMATION :
OR FORFEITING SURETIES FOR APEX/ :
BURGIN MINE (M/049/009), TRIxie :
SHAFT MINE AREA (M/049/024), AND :
THE TRIxie WEST EXPLORATION AREA :
(E/049/046); THE CHIEF CONSOLIDATED :
MINING CO. d/b/a CHIEF GOLD MINE, :
SOUTH STANDARD MINING COMPANY, :
and TINTIC UTAH METALS, LLC.; IN :
SECTIONS 11, 15, 21, 22, and 28, T10S, :
R2W, SLB&M; UTAH COUNTY, UTAH :

AGREED ORDER FOR
OF
CONTINUANCE HEARING

DOCKET NO. 2005-013

Cause Nos. M/049/009
 M/049/024
 E/049/046

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Based upon the Stipulation for Continuance and Dismissal of the Request For Agency Action (Stipulation) between the Division of Oil, Gas, and Mining, (Division), and Chief Consolidated Mining Company (Chief) that has been fully executed and filed in this matter, and pursuant to the provisions of Utah Administrative Code R641-105-700, and for good cause appearing;

The Board of Oil, Gas and Mining, by and through its Chair, HEREBY ORDERS as follows:

1. The hearing of the Division=s Request for Agency Action which was originally scheduled at the Board hearing on August 24, 2005, is hereby continued until

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DIV. OF OIL, GAS & MINING

the regularly scheduled hearing of the Board on December 7, 2005 10:00 a.m.,
or as soon thereafter as the matter may be heard.

2. This Order of continuance is subject to Chief's compliance with the terms and conditions of the Stipulation as follows:
 - a. Upon satisfaction of the further conditions set forth in the Stipulation but no later than November 15, 2005, and after receipt of notice of compliance from the Division, the Hearing shall be withdrawn, and the action shall be held in abeyance subject to the continuing jurisdiction of the Board to review the additional actions of the parties required by the Stipulation for final resolution of this matter.
 - b. In the event of failure of Chief to comply with any of the terms of the Stipulation at any time prior to November 15, 2005, the Division may notify the Board of the alleged failure to comply, and the matter shall be set for hearing at the earliest regularly scheduled board hearing, subject to the requirements for notice under the rules of the Board, but in any event no later than the December 7, 2005 Board Hearing.

3. The Board shall retain continuing jurisdiction of the parties and this matter as may be necessary to enforce the terms of the Stipulation.

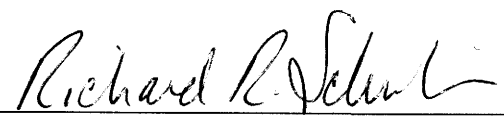
DATED this 11th day of August, 2005.

STATE OF UTAH
BOARD OF OIL, GAS & MINING

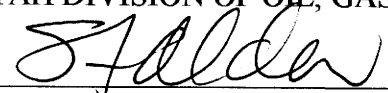
J. James Peacock, Chair

The above Parties HEREBY consent to the form of the forgoing Order to Continue
Hearing.

CHIEF CONSOLIDATED MINING COMPANY


Richard R. Schreiber, CEO

UTAH DIVISION OF OIL, GAS, AND MINING


Steven F. Alder, Assistant Attorney General

CERTIFICATE OF MAILING

I hereby certify that I caused a true and correct copy of the attached Agreed Order of Continuance of Hearing to be delivered or mailed by first class mail, postage prepaid, this _____ day of August, 2005 addressed to:

Zions Bank
Payson Branch
80 East 100 North
Payson, Utah 84651

Wells Fargo Bank
170 South Main Street
Salt Lake City, Utah 84111

Carol Rushin
Assistant Regional Administrator, Region 8
Office of Enforcement, Compliance, and Environmental Justice
U.S. Environmental Protection Agency
999 18th Street, Suite 300
Denver CO 80202 -2466

Michael Johnson, Counsel for the Board (via hand delivery)
Assistant Utah Attorney General
1596 West North Temple #300
Salt Lake City, Utah 84116

Richard R. Schreiber, President and CEO
Chief Consolidated Mining Company
1629 Locust Street
Philadelphia, PA 19103
